

PATENT  
ATTORNEY DOCKET NO.: 030793-052100

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ronald W. MINK et al.

Application No.: 09/973,956

Filed: October 11, 2001

For: DEVICE FOR COLLECTION AND  
ASSAY OF ORAL FLUIDS

Group Art Unit: 1723

Examiner: D. SORKIN

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Sir:

**SUBMISSION OF ADDITIONAL DECLARATIONS IN SUPPORT OF APPLICANTS'**  
**REQUEST FOR CORRECTION OF INVENTORSHIP**  
**UNDER 37 C.F.R. 1.48**

In further support of Applicants' Request for Correction of Inventorship, filed February 19, 2004, enclosed are newly executed Declarations of Co-Inventors Ronald W. Mink and Andrew S. Goldstein.

The Examiner is invited to contact the undersigned, should there be any questions or concerns.

Respectfully submitted,

By: 

Jeffrey A. Lindeman  
Registration No. 34,658

Date: April 2, 2004

Customer No. 22204  
NIXON PEABODY LLP  
401 9<sup>th</sup> Street, N.W.  
Washington, DC 20004  
Telephone: 202-585-8350

**Nixon Peabody LLP**

Attorneys at Law

8180 Greensboro Drive  
Suite 800  
McLean, VA 22102  
(703) 770-9300  
Fax: (703) 770-9400

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1723

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**Comments: PLEASE MATCH WITH THE APPLICATION FILE**

1. Transmittal;
2. Submission of Additional Declarations in Support of Applicants' Request for Correction of Inventorship Under 37 C.F.R. 1.48; and
3. Declarations of Ronald W. Mink and Andrew S. Goldstein.

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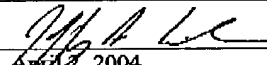
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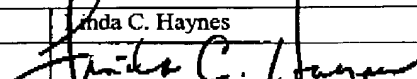
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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	09/973,956
		Filing Date	October 11, 2001
		First Named Inventor	Ronald W. MINK et al.
		Group Art Unit	1723
		Examiner Name	D. SORKIN
Total Number of Pages in This Submission	7	Attorney Docket Number	030793-052100

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input checked="" type="checkbox"/> Declarations of Ronald W. Mink and Andrew S. Goldstein <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input checked="" type="checkbox"/> Other Submission of Additional Declarations in Support of Applicants' Request for Correction of Inventorship Under 37 C.F.R. 1.48
Remarks		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 19-2380 for the above identified docket number.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Jeffrey A. Lindeman, Reg. No. 34,658 Nixon Peabody LLP 401 9 <sup>th</sup> Street, N.W. Suite 900 Washington, D.C. 20004-2128
Signature	
Date	April 2, 2004

CERTIFICATE OF TRANSMISSION	
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 703-872-9306, on April 2, 2004.	
Type or printed name	Linda C. Haynes
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W305073.1

<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> <b>(37 CFR 1.63)</b>		Attorney Docket Number	030793-052100	
		First Named Inventor	Ronald W. MINK	
<input type="checkbox"/> Declaration Submitted With Initial Filing      OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)		<b>COMPLETE IF KNOWN</b>		
		Application Number	09/973,956	
		Filing Date	October 11, 2001	
		Art Unit	1723	
		Examiner Name	David L. SORKIN	

As a below named inventor, I hereby declare that:  
 My residence, mailing address, and citizenship are as stated below next to my name.  
 I believe I am the original and inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DEVICE FOR COLLECTION AND ASSAY OF ORAL FLUIDS**

*(Title of the invention)*

the specification of which  
☐ is attached hereto  
 OR  
☒ was filed on (MM/DD/YYYY) 10/11/2001 as United States Application Number or PCT International

Application Number 09/973,956 and was amended on (MM/DD/YYYY) 06/24/2002,  
02/27/2003,  
08/25/2003, and  
10/27/2003 (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s), or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached	
				YES	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

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DECLARATION - Utility or Design Patent Application			
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Ronald W.		MINK	
Inventor's Signature			Date
Residence: City West Linn		State: Oregon	Country: USA
Citizenship: United States			
Mailing Address: 19886 Bellevue Way			
City: West Linn		State: Oregon	ZIP: 97068
Country: USA			
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
Andrew S.		GOLDSTEIN	
Inventor's Signature			Date 3/24/04
Residence: City		State: Oregon	Country: USA
Citizenship: United States			
Mailing Address: 7260 SW Ascot Court			
City: Portland		State: Oregon	ZIP: 97225
Country: USA			
<input checked="" type="checkbox"/> Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.			


[Page 2 of 3]

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DECLARATION		ADDITIONAL INVENTOR(S) Supplemental Sheet Page 3 of 3	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Robert C.		BOHANNON	
Inventor's Signature		Date	
Residence: City: Lakeside	State: Arizona	Country: USA	Citizenship: United States
Mailing Address: 2503 Pine Circle			
Mailing Address:			
City: Lakeside	State: Arizona	ZIP: 85919	Country: USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City:	State:	Country:	Citizenship:
Mailing Address:			
Mailing Address:			
City:	State:	ZIP:	Country:
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City:	State:	Country:	Citizenship:
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Ronald W.		Family Name or Surname MINK	
Inventor's Signature 		Date	
Residence: City West Linn	State: Oregon	Country: USA	Citizenship: United States
Mailing Address: <del>19850 BENEFIT Way</del> 2070 S.W. Mossy Branch Rd			
City: West Linn	State: Oregon	ZIP: 97068	Country: USA
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any)) Andrew S.		Family Name or Surname GOLDSTEIN	
Inventor's Signature		Date	
Residence: City	State: Oregon	Country: USA	Citizenship: United States
Mailing Address: 7260 SW Ascent Court			
City: Portland	State: Oregon	ZIP: 97225	Country: USA
<input checked="" type="checkbox"/> Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.			

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